



## Legislation Text

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**File #:** 22-005, **Version:** 1

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### **ACTION REQUESTED:**

Communication from the City Manager and Director of Community Development with a Request to Concur with the Recommendation from the Planning and Zoning Commission and Staff to ADOPT an ORDINANCE Approving a SPECIAL USE in a Class R3 (Single-Family Residential) District, for a SHORT-TERM RENTAL for the Property Located at 3302 NORTH BROOKS LANE (Parcel Identification No. 13-25-478-006), Peoria, IL. (Council District 4)

**BACKGROUND:** The applicant and property owner, Pauline Agbodjan-Prince requests to obtain a special use to use an existing duplex with two bedrooms in each dwelling unit as a short term rental. The proposal is to allow up to 4 guests per dwelling unit. This property is not within a neighborhood association. The Unified Development Code stipulates no more than 3% or 3 special use short term rentals within a 0.25 mile radius of this property.

Renting all or part of a dwelling to transient guest(s) for a period less than thirty (30) consecutive days is considered a short term rental. A short term rental, in the R-3 (Single Family Residential) District, that is not occupied by the property owner, must receive special use approval in addition to the following:

1. The owner shall comply with the residential property registration code of the City of Peoria.
2. The owner shall obtain and yearly maintain a valid Short Term Rental license from the City of Peoria and the owner shall pay Hotel or Motel Room Rental Use or Privilege tax to the City of Peoria. The license is revocable.

The Planning & Zoning Commission found that the request, in case PZ 607-2021, met the Findings of Fact and voted 4-0 to approve the request subject to the following conditions:

1. Fire extinguishers shall be installed according to the 2018 International Fire Code Chapter 9, Section 906.
2. Interconnected smoke alarms shall be installed according to the 2018 International Fire Code Chapter 9, Section 907.
3. Carbon monoxide detector shall be installed according to the 2018 International Fire Code Chapter 9, Section 915.2.1.
4. Additional dwelling units cannot be added to the duplex.
5. Occupancy of the short term rental shall not exceed the standards set forth in the Building and Fire Code of ten (10) guests. No more than four (4) adult guests may stay in each individual dwelling unit at any given time.
6. The owner shall obtain and maintain a valid Short Term Rental license from the City of Peoria and the owner shall pay Room Rental Use or Privilege tax to the City of Peoria.
7. An approved Special Use is valid for the Applicant only as identified on the special use application submitted to the Planning & Zoning Commission. An approved Special Use shall become null and void upon any change in ownership of the property which results in the removal of all prior applicants. Such change in ownership of the property will require a new special use application and approval.
8. The driveway shall be replaced with an all-weather dustless surface such as asphalt or concrete. Appropriate driveway permits shall be obtained.

See the attached case packet to the Planning & Zoning Commission and meeting minutes for detailed

information.

**FINANCIAL IMPACT:** NA

**NEIGHBORHOOD CONCERNS:** None presented at the public hearing

**IMPACT IF APPROVED:** The Special Use would be approved subject to the conditions. The applicant would need to maintain a license to operate the short term rental.

**IMPACT IF DENIED:** The Special use would not be approved and a non owner occupied short term rental use would not be permitted.

**ALTERNATIVES:** NA

**EEO CERTIFICATION NUMBER:** NA

**WHICH OF THE GOALS IDENTIFIED IN THE COUNCIL'S 2017 - 2032 STRATEGIC PLAN DOES THIS RECOMMENDATION ADVANCE?**

1. Grow Peoria

**WHICH CRITICAL SUCCESS FACTOR(S) FROM THE COMPREHENSIVE PLAN DOES THIS RECOMMENDATION IMPLEMENT?**

1. Reinvest in neighborhoods.

**DEPARTMENT:** Community Development